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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.108 OF 2007
IN
WRIT PETITION NO.2321 OF 2003

Khadi & Village Industries Commission ..Appellant

Vs.

Sarayu Bhimrao Mohite & Anr. ..Respondents

Mr.V.H.Kantharia for the Appellant.
Mr.N.M.Ganguli for the Respondents.

CORAM :- DR.S.RADHAKRISHNAN &
ANOOP V.MOHTA,JJ.

DATE : 31ST JANUARY,2008

P.C.

1. Heard the learned Counsel for the parties. By this Appeal, the Appellant is challenging the order dated 14th July, 2006 passed by the learned Single Judge. In the above, the learned Single Judge has slightly modified the Award passed by the Central Government Industrial Tribunal and has confirmed the Award with regard to the reinstatement and as far as the Award of 50% of the back wages, the same is set aside.

2. In paragraph 9 and 10, the learned Single Judge has categorically observed that the Respondent has been appointed in a permanent vacancy after due selection, and that the Respondent has completed 244 days service. Under the aforesaid facts and

circumstances of the case, we do not find anything erroneous in the order passed by the learned Single Judge in confirming that part of the order passed by the Central Government Industrial Tribunal granting reinstatement. Hence, the Appeal stands dismissed.

(ANOOP V.MOHTA,J.) **(DR.S.RADHAKRISHNAN,J.)**